

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

In re:	§	
	§	Chapter 11
	§	
FIELDWOOD ENERGY LLC, et al.,	§	Case No. 20-33948 (MI)
	§	
Debtors.	§	(Jointly Administered)

NOTICE OF APPEAL

The Hanover Insurance Company (“Hanover”), Liberty Mutual Insurance Company (“Liberty”), Travelers Casualty & Surety Company of America (“Travelers”), and XL Specialty Insurance Company (“XL”) (collectively the “Sureties”), by and through their undersigned counsel, file this Notice of Appeal pursuant to 28 U.S.C. § 158(a)(1) and Rule 8003 of the Federal Rules of Bankruptcy Procedure.

The Sureties appeal to the United States District Court for the Southern District of Texas the *Findings of Fact, Conclusions of Law, and Order Confirming Eighth Amended Joint Chapter 11 Plan of Fieldwood Energy LLC and its Affiliated Debtors* [Dkt. No. 1751], entered by the Honorable Marvin J. Isgur on June 25, 2021, (the “Confirmation Order”). The Confirmation Order is attached hereto as **Exhibit A**.

Part 1: Identification of Appellants

1. Name of Appellants – The Hanover Insurance Company; Liberty Mutual Insurance Company; Travelers Casualty & Surety Company of America; and XL Specialty Insurance Company.
2. Position of Appellants in bankruptcy case – bond sureties for the Debtor, Fieldwood Energy, LLC, or its affiliates.

Part 2: Identification of the Subject of this Appeal

The Confirmation Order, including any findings of fact or conclusions of law therein, as it relates to (1) Treatment of Surety Bonds – eliminating, impairing, and/or altering any rights or obligations of the Sureties, including, but not limited to, rights of subrogation, reimbursement, exoneration and/or common law indemnity with respect to any of the post-confirmation entities pursuant to 11 U.S.C. §§ 363 or 365 or otherwise; and (2) Abandonment of Environmental Responsibilities – permitting the Debtors to avoid environmental responsibilities otherwise required by law, including but not limited to, *Midlantic Nat. Bank v. N.J. Dept. of Env'tl. Prot.*, 474 U.S. 494, 502, 106 S.Ct. 755, 88 L.Ed.2d 859 (1986), the Code of Federal Regulations, 11 U.S.C. §§ 554, and the law of suretyship.

Part 3: Identification of the other Parties to the Appeal

The names of all parties to the judgment, order, or decree appealed from and the names, addresses, and telephone numbers of their attorneys are as follows:

1. Appellants: Hanover, Liberty, Travelers, and XL

Attorneys for Appellants:

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2. Debtors: Dynamic Offshore Resources NS, LLC; Fieldwood Energy LLC; Fieldwood Energy Inc.; Fieldwood Energy Offshore LLC; Fieldwood Onshore LLC; Fieldwood SD Offshore LLC; Fieldwood Offshore LLC; FW GOM Pipeline, Inc.; GOM Shelf LLC; Bandon Oil and Gas GP, LLC; Bandon Oil and Gas, LP; Fieldwood Energy SP LLC; Galveston Bay Pipeline LLC; and Galveston Bay Processing LLC.

Attorneys for Debtors:

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3. Credit Bid Purchaser(s): Mako Buyer, LLC and Mako Buyer 2, LLC

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Dated: July 9, 2021

Respectfully submitted,

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/s/ Brandon K. Bains

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**ATTORNEYS FOR THE HANOVER
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TRAVELERS CASUALTY & SURETY
COMPANY OF AMERICA, AND XL
SPECIALTY INSURANCE COMPANY**

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing was served on all parties receiving electronic notification in this case from the Court ECF system on this the 9th of July 2021.

/s/ Brandon K. Bains

Brandon K. Bains